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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

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|---------------------------|---|-----------------------------|
| UNITED STATES OF AMERICA, |) | No. 3-07-70658 BZ |
| Plaintiff, |) | |
| v. |) | STIPULATION AND [PROPOSED] |
| |) | ORDER RE CONTINUING HEARING |
| DONALD BRENT ROMANO, |) | |
| Defendant. |) | |

The above-captioned matter is set before the Court for preliminary hearing on November 27, 2007. The defendant is represented by Daniel Blank, Esq., and the government is represented by Jeffrey Finigan, Assistant United States Attorney. Mr. Blank is still in the process of reviewing voluminous discovery recently produced by the government and the parties are discussing a potential pre-indictment resolution of the case. Accordingly, the parties stipulate and respectfully request that the Court continue the current status conference to December 11, 2007, at 9:30 a.m. for preliminary hearing.

The parties also hereby agree to and request that an exclusion of time until December 11, 2007, at 9:30 a.m. for preliminary hearing.

Stipulation to Continue Hearing
3-07-70658 BZ

2007, be granted. The parties agree and stipulate that the additional time is appropriate and necessary under Rule 5.1(d) and Title 18, United States Code, § 3161(h)(8)(A), because the ends of justice served by this continuance outweigh the best interest of the public and the defendant in a speedy trial. This time exclusion will allow defense counsel to effectively prepare, taking into account the exercise of due diligence, and will provide for continuity of counsel for the defendant.

DATED: November 20, 2007

/s/
DANIEL BLANK
Counsel for Donald Brent Romano

DATED: November 20, 2007

/s/
JEFFREY R. FINIGAN
Assistant U.S. Attorney

ORDER

Based upon the foregoing request, the Court hereby **ORDERS** that this matter is continued to December 11, 2007 at 9:30 and that time is excluded for the reasons and on the basis set forth herein.

DATED:

BERNARD ZIMMERMAN
UNITED STATES MAGISTRATE JUDGE